

Message Text

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70

ORIGIN FCC-03

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TO USMISSION GENEVA

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E.O. 11652: N/A

TAGS: ETEL, ITU

SUBJECT: ITU WMARC - SUGGESTED AMENDMENT OF ARTICLE 18 RR

FOR LEE, USDEL ITU WMARC FROM HARDY, GC, FCC

REF: GENEVA 2907

SECTION 83.274(A) OF THE COMMISSION'S RULES AND REGULATIONS STATES AS FOLLOWS: "RESPONSIBILITY FOR PAYMENT: (A) EACH SHIP STATION SHALL BE RESPONSIBLE FOR THE PAYMENT OF ALL CHARGES ACCRUING TO ANY OTHER STATION(S) OR FACILITIES FOR THE HANDLING OR FORWARDING OF MESSAGES OR COMMUNICATIONS TRANSMITTED BY THAT STATION". SECTION 312(A)(4) OF THE COMMUNICATIONS ACT OF 1934 AUTHORIZES COMMISSION TO REVOKE A RADIO STATION LICENSE FOR WILLFUL OR REPEATED FAILURE TO OBSERVE ANY RULE OR REGULATION OF THE COMMISSION. A VIOLATION OF SECTION 83.274(A) OF THE RULES WOULD THEREFORE IN AN APPROPRIATE CASE SUPPORT REVOCATION PROCEEDINGS. THIS, OF COURSE, WOULD MEAN THE ISSUANCE OF AN ORDER DIRECTING THE LICENSEE TO SHOW CAUSE WHY THE LICENSE SHOULD NOT BE REVOKED (47 U.S.C. 312(C)). SUCH ACTION WOULD ENTITLE THE LICENSEE TO AN EVIDENTIARY HEARING. I SHOULD THINK THIS REMEDY WOULD SELDOM, IF EVER, BE APPROPRIATE IN VIEW

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OF THE IMPORTANCE OF SHIP RADIO FACILITIES TO SAFETY AND

THE REQUIREMENTS OF THE ACT CONCERNING MANDATORY RADIO
FACILITIES. RUSH

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Message Attributes

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